

ASSIGNEE

Serial No. 53125

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. APR 11 1989 NEW PRIORITY DATE: SEPT 16 1993

Returned to applicant for correction.

Corrected application filed. MAR 13 1990 Map filed. MAR 21 1988 under 51751

The applicant. Pinenut Village, Inc..

P.O. Box 2001 of Minden City or Town

Nevada 89423 State and Zip Code No. hereby make. Application for permission to change the

Place of Use of a Portion Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 51752 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

- The source of water is an Underground Source Name of stream, lake, underground spring or other source.
- The amount of water to be changed. 0.95 CFS (313.8 AC FT or 102.25 M.G. Annually) Second foot, acre feet. One second foot equals 448.3 gallons per minute.
- The water to be used for. Quasi-Municipal Purposes (No Change) Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for. Quasi-Municipal Purposes Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point. (No Change) Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

- The existing permitted point of diversion is located within the NE 1/4 SE 1/4 of Section 2, T.12N., R.20E., M.D.B.&M., or at a point from which the E 1/4 corner of said Section 2 bears N 45° 00' E, 425 Feet. If point of diversion is not changed, do not answer
- Proposed place of use. Portion of E 1/2 SW 1/4, N 1/2 SE 1/4, N 1/2 SW 1/4 SE 1/4, Section 2, T.12 N., R.20E., M.D.B.&M., Douglas County, Nevada Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

- Existing place of use. N 1/2, SW 1/4, N 1/2 SE 1/4, Section 1, NE 1/4, portion of E 1/2 NW 1/4, portion of E 1/2 SW 1/4, N 1/2 SE 1/4, N 1/2 SW 1/4 SE 1/4, SE 1/4 SE 1/4, Section 2, T.12N., R.20E., M.D.B.&M.; E 1/2 SE 1/4, SE 1/4 NE 1/4, Section 36; T.13N., R.20E., M.D.B.&M., Douglas County, Nevada Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

- Use will be from January 1 to December 31 of each year. Month and Day Month and Day

- Use was permitted from January 1 to December 31 of each year. Month and Day Month and Day

- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump and motor, storage tank, and transmission and distribution system. State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes, or drilled well, etc.

- Estimated cost of works. \$100,000

- Estimated time required to construct works. 5 years

CANCELLED JAN 29 1999

BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER

Sharp portion - 8.08 AFA

Pinenut Village portion - 134.06 AFA

KDT, Inc. portion - 18.18 AFA

14. Estimated time required to complete the application of water to beneficial use 10 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This water will be combined with water appropriated under Permits 51751 and 51753 for a total combined diversion right of 2.40 cfs and a total combined annual duty of 313.8 acre feet. (102.25 M.G. Annually)

s/BJ Vasey

B.J. Vasey, PE, RLS,
By Vasey Engineering Co., Inc.
P.O. Box 247
Minden, NV 89423

Compared cc/se bp/se

Protested

APPROVAL

OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 51752 is issued subject to the terms and conditions imposed in said Permit 51752 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 53124, 53125 and 53126 shall not exceed 102.25 million gallons annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.95 cubic feet per second, but not to exceed 102.25 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 22, 1991

Proof of completion of work shall be filed before May 22, 1991

Application of water to beneficial use shall be made on or before April 22, 1992

Proof of the application of water to beneficial use shall be filed on or before May 22, 1992

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUN 18 1991

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed

office, this 29th day of March,

Cultural map filed

A.D. 19 90

Certificate No. Issued

639460.0743
Abstracted By 60099 0.1113
PORT 63095 0.212
PORT 62195 0.0473
(Rev. 6-81)

MAY 02 1998
MAY 15 1998

18.18 cfs Douglas County por
Barneson Portion

AUG 11 1997

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Can-Recorded 10-30-97

AUG 19 1993

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Can-Recorded 4-11-94